

**Notice of Allowability**

Application No.

10/765,303

Examiner

Jerry Redman

Applicant(s)

BEAUDOIN ET AL.

Art Unit

3634

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to papers filed 8/24/2005.
2. ☒ The allowed claim(s) is/are 1-20.
3. ☒ The drawings filed on 27 January 2004 and 24 August 2005 are accepted by the Examiner.
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All b) ☐ Some\* c) ☐ None of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

The drawing corrections dated 8/24/2005 have been approved by the Examiner.

Claims 1-20 are allowable.


The following is an examiner's statement of reasons for allowance: the recitation of a cable failure device comprising a connection point onto which an extremity of the tensioned cable is connected, a braking assembly mounted onto a support bracket and being operable between a rest position where the guiding assembly is allowed to guide the cable-operated door along a fixed structure and an operable position triggered by a given loss of tension detected in the tensioned cable where the braking assembly engages a portion of the fixed structure and a safety arm operatively connected to the braking assembly and cooperating with the tensioned cable so as to detect given loss of tension and the safety arm being operable between a safety configuration where it is positioned over at least one fastener of on hole of the support bracket when there is still given tension in the tensioned cable and a retracted configuration where the safety arm is positioned away from the at least one fastener when the given tension is no longer present in the cable thereby enabling the user to access the at least one fastener is seen as an unobvious improvement over the art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Application/Control Number: 10/765,303  
Art Unit: 3634

Page 3

Any inquiry concerning this communication should be directed to Jerry Redman  
at telephone number 571-272-6835.



**Jerry Redman**  
**Primary Examiner**

REPLACEMENT SHEET - FIGURE 7

Inventor: BEAUDOIN et al.

Docket No.: 09680.0243US01

Title: CABLE FAILURE DEVICE FOR GARAGE DOORS AND THE LIKE, AND DOOR INCLUDING THE SAME

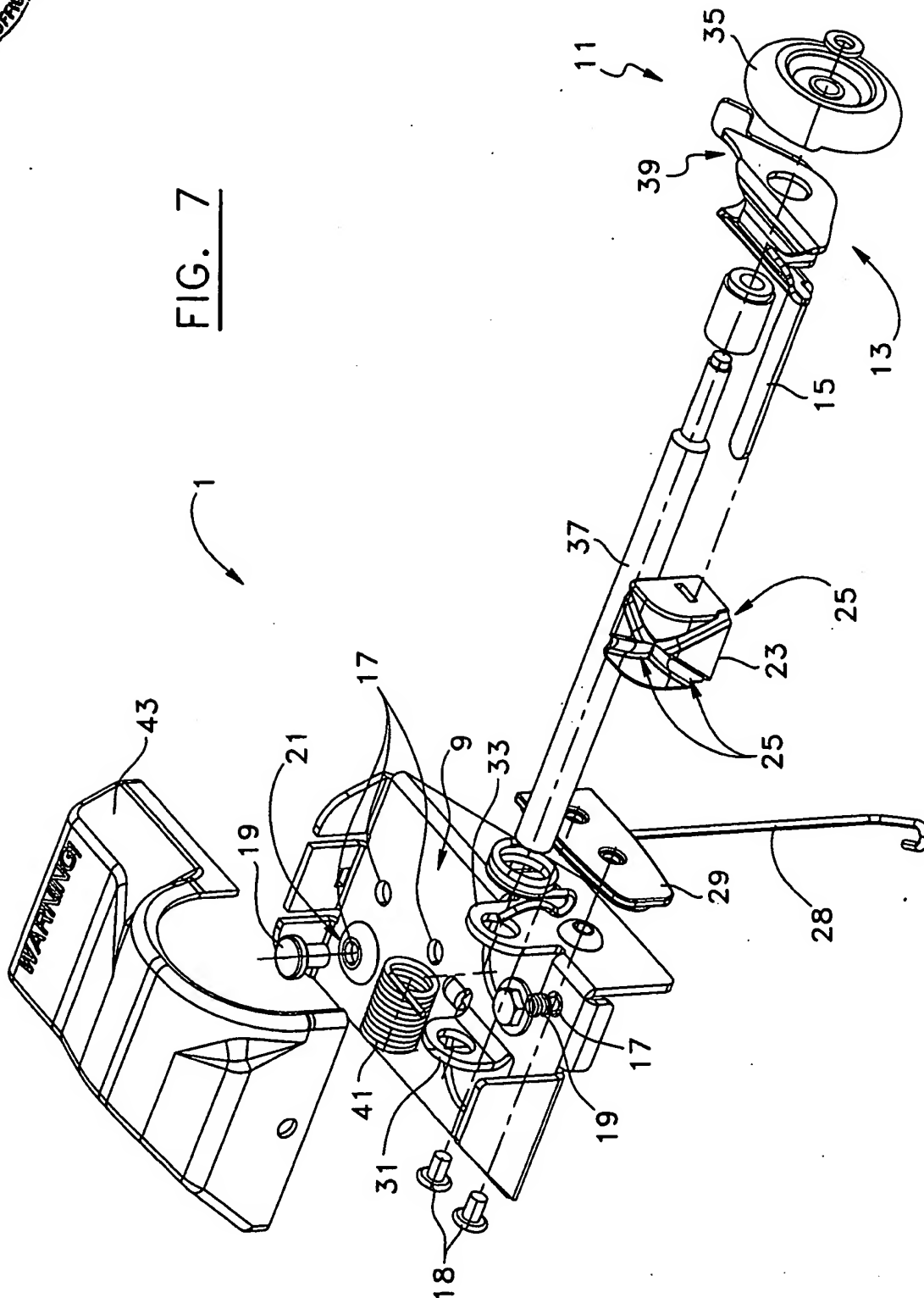
Serial No.: 10/765,303

Sheet 1 of 1

5/7



FIG. 7



Approved  
9/12/2005  
K